

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS**

DYNAMIC MACHINE WORKS, INC.,	)	
	)	
Plaintiff	)	Docket No. 04-10525-WGY
	)	
v.	)	
	)	
MACHINE & ELECTRICAL	)	
CONSULTANTS, INC.,	)	
	)	
Defendant/Counterclaimant	)	

DEFENDANT MACHINE & ELECTRICAL CONSULTANTS, INC.  
RULE 26(A)(1) DISCLOSURE

A. Individuals with Discoverable Information:

Machine & Electrical Consultants, Inc.

- Norman Crepeau  
17 Pomerleau Street  
Biddeford, ME 04005  
(207) 286-1985
- Fabien Dube  
17 Pomerleau Street  
Biddeford, ME 04005  
(207) 286-1985
- Tom Giovanni  
17 Pomerleau Street  
Biddeford, ME 04005  
(207) 286-1985

The above individuals have information regarding Dynamic Machine Works, Inc.'s purchase of the Johnford HT-275G Lathe (the "Johnford Lathe") including specifications, delivery, commissioning, testing, and communications between Dynamic Machine Works and Machine & Electrical Consultants, Inc.

- Hayden Wellman  
Absolute Machine Tools, Inc.  
7420 Industrial Parkway  
Lorain, Ohio 44053  
(440) 960-6911

The above individual has information regarding Dynamic Machine Works, Inc.'s purchase of the Johnford HT-275G Lathe (the "Johnford Lathe") including specifications, delivery, commissioning, testing, and communications between Dynamic Machine Works and Machine & Electrical Consultants, Inc.

Dynamic Machine Works, Inc.

- Venanzio Fonte  
Dynamic Machine Works, Inc.  
12 Suburban Park Drive  
Billerica, MA 01821
- Kevin McGinley  
Dynamic Machine Works, Inc.  
12 Suburban Park Drive  
Billerica, MA 01821
- Nicholas Fonte  
Dynamic Machine Works, Inc.  
12 Suburban Park Drive  
Billerica, MA 01821
- John Heymans  
Dynamic Machine Works, Inc.  
12 Suburban Park Drive  
Billerica, MA 01821

The above individuals have information regarding Dynamic Machine Works, Inc.'s purchase of the Johnford HT-275G Lathe (the "Johnford Lathe") including specifications, delivery, commissioning, testing, and communications between Dynamic Machine Works and Machine & Electrical Consultants, Inc.

- Jack Grosberg  
Oxford Engineering Company, Inc.  
2 Red Barn Road  
Oxford, CT 06478  
(203)-888-5333
- Mark Watt  
DRW Consulting  
253 Miller Road

Bethany, CT 06524  
(203)-393-3344

- Mark Metayer (former MECI employee)  
Mainely Turning  
West Street  
Biddeford, ME 04005

The above individuals will testify regarding specifications, testing and commissioning of the Johnford Lathe.

- Roundtop Machinery Industries Company, Ltd. Representatives  
1056 Chungshan Road  
Shenkang Hsang, Taichung-Hsien, Tawain

Machine & Electrical Consultants is attempting to identify individuals at Roundtop who will testify regarding the manufacturing, specifications, testing, shipping, and delivery of the Johnford Lathe.

B. Documents (copies attached):

- 10/7/02 & 9/12/02 e-mails from Jay Neavis
- 12/12/02 Absolute correspondence
- 12/17/02 Dynamic P.O. No. 13436 to MECI for Johnford HT-200G Lathe
- 12/17/02 MECI Invoice No. F5410
- 12/17/02 Dynamic Check No. 11230 for \$29,500.00 to MECI
- 12/18/02 Absolute Invoice No. 121802CSI
- 12/18/02 MECI Check Stub No. 13798
- 12/23/02 Proposal from MECI to Dynamic for Johnford HT-275G Lathe
- 12/26/02 Absolute Sales Contract
- 12/26/02 MECI Purchase Order to Absolute
- 12/27/02 MECI Purchase Order
- 12/31/02 MECI Invoice N5441 to Dynamic for Rental of Johnford ST60B

- 1/27/03 Fax from Roundtop
- 2/12/03 Fax from Roundtop
- 2/21/03-3/19/03 MECI packing slips (3) with attachments
- 2/28/03 e-mail from N. Fonte to Crepeau
- 3/18/03 Absolute Sales Contract
- 3/22/03 Fax from Crepeau to Autoblok with attachments
- 3/24/03 PAF Invoice
- 3/31/03 e-mail from K. McGinley to Crepeau
- 4/30/03 e-mail from K. McGinley to Crepeau
- 5/19/03 e-mail from K. McGinley to Crepeau
- 6/12/03 e-mail from K. McGinley to Crepeau
- 6/12/03 e-mail from Crepeau to K. McGinley
- 6/12/03 Fax from Crepeau to Absolute
- 6/20/03 Correspondence from Roundtop with 6/23/03 note by K. McGinley
- 6/24/03 Correspondence from Roundtop
- 6/26/03 Correspondence from Crepeau to V. Fonte, K. McGinley
- 7/8/03 Correspondence from V. Fonte to Crepeau
- 7/16/03 e-mail from K. McGinley to Crepeau
- 7/29/03 Johnford Accuracy Inspection Record
- 8/12/03 Fax from Roundtop
- 8/14/03 Shipping Advice
- 8/21/03 e-mail from McGinley to Crepeau

- 8/28/03 Bill of Lading
- 9/22/03 Delivery Order
- 9/23/03 e-mail from K. McGinley to Crepeau
- 9/24/03 e-mail from TransAmerica
- 9/25/03 e-mail from K. McGinley to E. Vannah, N. Fonte, J. Heymans
- 10/8/03 W.F. Harnum Rigging Invoice
- 10/1/03-10/9/03 Miscellaneous TransAmerica Trucking Documentation
- 8/8/03-10/9/03 Miscellaneous Keeney Rigging Documentation
- 10/20/03 MECI Service Report
- 10/31/03 Installation Report
- 10/31/03 Indicator Sheet
- 10/31/03 MECI Service Report
- 11/4/03 MECI Purchase Order to DRW
- 11/9-11/03 Test Results from DRW Consulting
- 11/11/03 MECI Purchase Order to Grainger
- 11/17/03 MECI Purchase Order to Oxford
- 11/11/03-11/18/03 MECI Service Report
- 11/18/03 Fax from J. Heymans with Oxford Test Results
- 11/18-25/03 Test results from Oxford Engineering, Inc.
- 11/26/03 MECI Purchase Order to Autoblok with attachments
- 11/26/03 MECI Invoices numbered 7844 and 7845
- 12/9/03 Correspondence from V. Fonte to Crepeau

- 12/11/03 Correspondence from J. Little to Crepeau
- 12/17/03 MECI Customer Open Balance Sheet
- 1/20/04 Correspondence from Absolute to Crepeau
- 1/27/04 Correspondence from K. Jacques to J. Little
- 2/9/04 Correspondence from Absolute to Crepeau
- 2/11/04 Correspondence from K. Jacques to J. Little
- 2/12/04 Correspondence from K. Jacques to J. Little
- 3/12/04 Oxford Invoice
- 3/22/04 Correspondence from K. Jacques to J. Little
- undated Miscellaneous Johnford Brochures
- undated Miscellaneous Drawings and Sketches

C. Damages:

Machine and Electrical seeks damages on its Counterclaim in the amount of \$325,500.00 plus interest, costs and attorneys' fees.

D. Insurance:

None.

DATED this 4th day of June, 2004.

SMITH ELLIOTT SMITH & GARMEY,

**/s/ Keith R. Jacques**

**/s/ Aaron P. Burns**

Keith R. Jacques, Esq.

Aaron P. Burns, Esq.

Attorneys for Defendant/Counterclaimant

199 Main Street  
P.O. Box 1179  
Saco, ME 04072  
(207) 282-1527

CERTIFICATE OF SERVICE

I hereby certify that Defendant's Disclosure was served this 4<sup>th</sup> day of June, 2004 by forwarding a copy by overnight mail, postage prepaid, to:

Jack Bryan Little, Esq.  
Law Offices of Jack Bryan Little, P.C.  
401 Andover Street  
North Andover, MA 01845

**/s/ Keith R. Jacques**

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Keith R. Jacques